

UNITED STATE BANKRUPTCY COURT  
DISTRICT OF IDAHO

In Re:

Lindsey,  
Gerald & Ona

Debtor(s)

CASE NO. 0321652

TRUSTEE'S FINDINGS  
AND RECOMMENDATIONS

04 JUL-9 10:21  
CAMERON S. SCHKE  
CLERK  
IDAHO

TRUSTEE: C. BARRY ZIMMERMAN  
DEBTOR'S ATTORNEY: Britt Groom, Attorney  
DATE OF HEARING: 01/12/04

TRUSTEE'S FINDINGS AND RECOMMENDATIONS

- no (1) The Plan complies with requirements of Chapter 13.  
Title 11 USC
- yes (2) Required fees have been paid.
- yes (3) Plan is proposed in good faith.
- yes (4) Value of property to be distributed is \$ 100%.  
The amount that would be paid to unsecured  
creditors under Chapter 7 is \$ 0.
- no (5) Section 1325(a)(5) of the Bankruptcy Code is  
satisfied. David Vial, Virgil Vial, & Properties
- yes (6) Debtor will be able to make payments and comply  
with the Plan.
- no (7) Trustee recommendations as to Confirmation:      Yes  
  V   No

MATTERS IN ISSUE:

2001 & 2002 IRS & Idaho State Tax unfiled  
trustee's motion to Dismiss case  
objection - Vial's (S. Schwager) Bad Faith

Dated: 1/8/04

  
Trustee

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